RESOLUTION NO. 2017-189

**RESOLUTION OF THE NAPA COUNTY BOARD OF SUPERVISORS, STATE OF CALIFORNIA, AUTHORIZING A LOAN FROM THE ACCUMULATED CAPITAL OUTLAY TO THE ROADS FUND**

**WHEREAS,** Napa County has experienced significant disasters impacting County Roads in the past 3 years from the 2014 Earthquake and 2017 Storms; and

**WHEREAS,** the Roads fund will not see an increase in total revenue until FY 2018-19 when Measure T (local roads sales tax measure) is enacted and SB 1 (State roads tax) is fully implemented; and

**WHEREAS,** the need to address the next phase of 2014 Earthquake and 2017 Storm projects is crucial to limiting further damage of County roadways; and

**WHEREAS,** Public Works staff has identified 3 critical projects to be completed in the next phase of 2017 Storm repairs (slide on Silverado Trail at Pratt Avenue, Pope Canyon Road stabilization and repair, and Brookside Drive stabilization and repair) without a sufficient funding source; and

**WHEREAS**, the Federal Emergency Management Act (FEMA) and Federal Highway Administration (FHWA) funding process is on a reimbursement basis thus requiring the County to pay for the total cost of the project, in most cases, prior to reimbursement; and

**WHEREAS**, the Accumulated Capital Outlay Fund has an outstanding loan balance with the Roads Fund of $2.5 million due June 30, 2019;

**WHEREAS,** the combined effect of the increased cost caused by damage from the recent disasters, and the critical timing required to obtain the maximum amount of Federal and State reimbursement, there is the need to extend the term of the original Roads loan and for additional funding in the Roads Fund; and

**WHEREAS,** Napa County, therefore, in light of the foregoing considerations, desires to extend the term of the current $2.5 million Roads loan and provide additional funding to the Roads Fund in the form of an additional loan from the Accumulated Capital Outlay Fund.

**NOW, THEREFORE, BE IT RESOLVED,** by the Napa County Board of Supervisors as follows:

1. That the Board of Supervisors does hereby authorize the extension of the current $2.5 million loan from the Accumulated Capital Outlay Fund to the Roads Fund from June 30, 2019 to the new term date of June 30, 2022; and
2. That the Board of Supervisors does hereby authorize an additional loan in the amount of $3.7 million from the Accumulated Capital Outlay Fund to the Roads Fund; and
3. That the Roads Fund will repay the Accumulated Capital Outlay Fund as follows:
   1. Fiscal Year 2021-2022 $3,700,000 plus any accumulated interest or if greater than $3,700,000, the entire amount of FHWA reimbursement for the following projects:
      1. Slide on Silverado Trail at Pratt Avenue
      2. Pope Canyon Road stabilization and repair
4. Interest on the above extension of the existing loan and the new loan shall be payable at the same rate of interest that the County applies to funds on deposit in the Accumulated Capital Outlay Fund.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Napa County Board of Supervisors, State of California, at a regular meeting of the Board held on the 5th day of December, 2017, by the following vote:

AYES SUPERVISORS GREGORY, PEDROZA, DILLON,

WAGENKNECHT and RAMOS

NOES: SUPERVISORS NONE

ABSTAIN: SUPERVISORS NONE

ABSENT: SUPERVISORS NONE

NAPA COUNTY, a political subdivision of the

State of California

By:

BELIA RAMOS, Chair of the

Board of Supervisors

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| APPROVED AS TO FORM  Office of County Counsel  By: *Thomas S. Capriola*  Deputy County Counsel  Date: *November 29, 2017* | APPROVED BY THE NAPA COUNTY  BOARD OF SUPERVISORS  Date: December 5, 2017  Processed By:    Deputy Clerk of the Board | ATTEST: GLADYS I. COIL  Clerk of the Board of Supervisors  By: |